

# **RULES REVIEW COMMITTEE**

## **Study Assignment**

A review of proposed state agency rules.

## **Summary of Interim**

The Rules Review Committee reviewed 74 sets of rules up to this date in the interim. The committee has one additional meeting scheduled for December 7, 2004. The committee may hold an additional meeting immediately prior to the legislative session to review any rules that are pending before the legislative session begins. These two meetings will add approximately 10 to 15 sets of rules to the committee's total for rules reviewed.

The rules reviewed this year included many of the routine operations of state government that have been listed in previous reports such as speed zones, education updates, clarification of certain federal requirements regarding clean water and insurance related matters.

However, there were four items of note this year on the committee's agenda. The committee, working with the South Dakota Retailers and many of the executive branch agencies, finalized the content of the Small Business Impact Statement. This form reports the impact a set of rules may have on the operation of a small business. The committee reviewed and approved the rules regulating the Board of Regents Opportunity Scholarship Program. The committee referred the Office of Medical Services back for further consideration of its rules regulating cardiopulmonary directives for medical personnel. The Office of Medical Services may bring additional legislation this session to clarify certain signature requirements the Office administrative personnel believe are necessary for an effective form. The fourth set of rules that were noteworthy dealt with certain fee increases relating to the various hunting and fishing licenses administered by the Department of Game, Fish and Parks.

The committee has increased its scrutiny of any agency rules that propose to increase fees. The committee requires a thorough explanation of the agency's fiscal note, budget and need for the fee increase. After considerable discussion and two additional meetings the Department of Game, Fish and Parks proposed fee increases for certain licenses was approved.

Ultimately all rules presented to the committee were accepted.

## **Listing of Legislation Adopted**

No legislation is proposed at this time.

## **Summary of Meeting Dates & Places and Listing of Committee Members**

The Rules Review Committee met at the State Capitol in Pierre on the following dates: March 15, 2004; April 20, 2004; May 18, 2004; June 3, 2004; August 3, 2004; September 3, 2004; October 15, 2004; and November 17, 2004. The Committee is scheduled to meet on December 7, 2004. The committee may hold an additional meeting immediately prior to the legislative session to review any rules that are pending before the legislative session begins.

Committee members were Senator Royal "Mac" McCracken (Chair); Representative Jean Hunhoff (Vice-Chair); Senators Eric Bogue, and H. Paul Dennert; and Representatives Richard Engels and Orville Smidt.